

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

ACTON-AGUA DULCE UNIFIED
SCHOOL DISTRICT.

OAH CASE NO. 2010090600

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING
PHC/HRG

On February 14, 2011, the parties filed a stipulated request for a two week continuance of the hearing on the ground that the parties were in continuing settlement negotiations. The matter was filed in September of 2010 and the parties have had ample opportunity to engage in settlement negotiations to date.

A due process hearing must be conducted and a decision rendered within 45 days of receipt of the due process notice unless an extension is granted for good cause. (34 C.F.R. § 300.515(a); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3).) In ruling upon a motion for continuance, OAH is guided by the provisions found within the Administrative Procedure Act and the California Rules of Court that concern motions to continue. (Cal. Code Regs., tit. 1, § 1020; Cal. Rules of Court, rule 3.1332 .) Generally, continuances of matters are disfavored. (Cal. Rules of Court, rule 3.1332(c).)

OAH has reviewed the request for good cause and the request is:

☒ Granted. No further continuances are contemplated. This matter will be set as follows:

Prehearing Conference: 3/9/11 at 1:30 PM
Due Process Hearing: 3/14-17/11 at 1:00 PM first day, 9:30 AM after

IT IS SO ORDERED.

Dated: February 15, 2011

/s/

RICHARD T. BREEN
Presiding Administrative Law Judge (acting)
Office of Administrative Hearings